

REMARKS

Restriction is required between Group I, claims 1-9, 17 and 19, and Group II, claims 10-16, 18 and 20. (Office action paragraph no. 1)

Applicants respectfully elect group I, claims 1-9, 17 and 19, without traverse of the restriction requirement.

Election of a single species is required to elect a single species. The species are: a) anhydropolyamino acid having at least one ethylenically unsaturated double bond (A) and b) water soluble monomer (B). (Office action paragraph no. 2)

Applicants respectfully note that, on page 4 of the Office action, the Examiner clarifies that the anhydropolyamino acid having at least one ethylenically unsaturated double bond (A) and b) water soluble monomer (B) are, in fact, genera, and that one specific species in each genus is to be elected.

Applicants respectfully elect **polysuccinimide** as the anhydropolyamino acid having at least one ethylenically unsaturated double bond (A) and **acrylic acid** as the water soluble monomer (B). This election is made **with traverse** of the election requirement.

In traversing the election requirement, Applicants submit that the Examiner has not presented an argument in accordance with PCT Rules 13.1 and 13.2 regarding lack of unity of invention between the species in the claims. Reconsideration and withdrawal of the election requirement is respectfully requested.

RESPONSE TO THE RESTRICTION REQUIREMENT
U.S. Patent Application S.N. 10/088,107
TANAKA et al.
Attorney Docket No. 020307

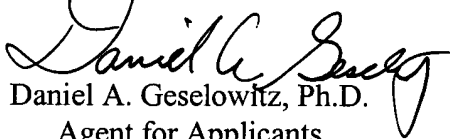
Applicants identify claims 1, 4-9, 17 and 19 within elected Group I as reading on the elected species.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

In the event any additional fees are required in connection with this response, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP


Daniel A. Geselowitz, Ph.D.
Agent for Applicants
Reg. No. 42,573

DAG/plb
Atty. Docket No. **020307**
Suite 1000
1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



23850

PATENT TRADEMARK OFFICE

H:\HOME\geselowitz\USPTO Other Papers as filed\020307\response to rest. 12-10-03